



03-13-03

EV0854268/48

RCE 12800 + #

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/056,179
Filing Date	January 22, 2002
First Named Inventor	Theodore M. Taylor
Group Art Unit	2814 #11 RCE
Examiner Name	Howard Weiss M. Brunson
Attorney Docket Number	MI22-1824 2/13/03

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
  - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
  - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
  - iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed (Response to 12/11/02 Final Office Action - Preliminary Amendment to Accompany RCE Filing)
  - i. ☒ Amendment/Reply
  - ii. ☐ Affidavit(s)/Declaration(s)
  - iii. ☐ Information Disclosure Statement (IDS)
  - iv. ☒ Other Return Receipt Postcard

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## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 23-0925 (DEFICIENCIES ONLY)
  - i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
  - ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
  - iii. ☐ Other \_\_\_\_\_

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- b. ☒ Check in the amount of \$ 750.00 enclosed 01 FC:1801 750.00 OP
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Mark S. Matkin	Registration No. (Attorney/Agent)	32,268
Signature		Date	3/14/03

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)		Date	
Signature			

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. .... 10/056,179  
Filing Date ..... January 22, 2002  
Inventor ..... Theodore M. Taylor  
Assignee ..... Micron Technology, Inc.  
Group Art Unit ..... 2814  
Examiner ..... Howard Weiss  
Attorney's Docket No. .... MI22-1824  
Title ..... Floating Gate Transistor (as Amended)

**RESPONSE TO DECEMBER 11, 2002 FINAL OFFICE ACTION**  
**PRELIMINARY AMENDMENT TO ACCOMPANY RCE FILING**

#12C And  
M. Brunson  
3/18/03

To: Box RCE  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**VIA EXPRESS MAIL**

From: Mark S. Matkin (Tel. 509-624-4276; Fax 509-838-3424)  
Wells St. John P.S.  
601 West First Avenue, Suite 1300  
Spokane, WA 99201-3828

Responsive to the Final Office Action dated December 11, 2002, Applicant  
amends and remarks as follows:

**AMENDMENTS**

**In the Title**

Please replace the title with the following: --FLOATING GATE  
TRANSISTOR--.

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